



Distribution of Pesticides by Household Hazardous Waste Facilities

Technical Guidance Document SW 05-03

For the purpose of this technical guidance document, Household Hazardous Waste (HHW) facility will mean any permitted HHW facility or any HHW satellite facility. HHW facilities frequently receive pesticides during collection events and many HHW facilities have reuse shelves. The purpose of this document is to provide information about the legal distribution of pesticides by HHW facilities as advised by the Kansas Department of Agriculture (KDA), Pesticide & Fertilizer Program.

Banned Pesticides

Pesticides that the Environmental Protection Agency (EPA) has banned from use are not to be used or distributed for use. Some manufacturers of these banned pesticides will take their products back for reprocessing or disposal.

Restricted Use Pesticides (RUP)

RUPs may only be distributed to individuals who are properly certified to use these pesticides. In addition, KDA requires that accurate records are maintained for all RUP receipts and distributions.

Open Pesticide Containers

Pesticide containers that have been opened may not be distributed to the public. These pesticides may be distributed to any city or county government department that is associated with the HHW facility, e.g. Noxious Weed Department, Road & Bridge Department, Public Works Department. Any pesticide that is distributed must meet the following conditions:

1. The product is in the original container; and
2. The label is intact and legible.

Unopened Pesticide Containers

A pesticide may be distributed to the public as follows:

1. The product is in the original container;

2. The container has not been opened (except for aerosol cans);
3. The label is intact and legible; and
4. The product is currently registered with KDA.

Disposal

Any pesticide, including those banned from use, received by an HHW facility may be disposed of according to labeled directions or as a component of hazardous waste under the Resource Conservation and Recovery Act (RCRA).

All empty pesticide containers received by an HHW facility must be disposed of, and may not be reused for any purpose. Disposal must meet or exceed label directions.

Caution

Caution should be exercised when using pesticides from opened containers because the contents may not be as the label indicates.

Websites

These websites can be used to help determine the status and classification of pesticides:

<http://www.kellysolutions.com/ks/>,
<http://state.ceris.purdue.edu/doc/ks/stateks.html>,
<http://www.epa.gov/pesticides/>,
<http://www.epa.gov/oppfead1/international/piclist.htm>
or contact the Kansas Department of Agriculture at (785) 296-0672.

For additional information regarding proper management of any wastes, you may contact the Bureau of Waste Management at (785) 296-1600 or the address at the top of this document, or visit the Bureau's website at www.kdhe.state.ks.us/waste.